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## TRANSMITTAL FORM

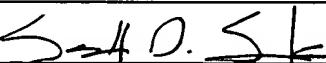
(to be used for all correspondence after initial filing)

		Application Number	09/825,619
		Filing Date	April 3, 2001
		First Named Inventor	Brian Wehrung
		Group Art Unit	3627
		Examiner Name	Bartuska, Francis
Total Number of Pages in This Submission	5	Attorney Docket Number	34741-753

### ENCLOSURES (check all that apply)

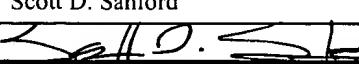
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input checked="" type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input checked="" type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Copy of Notice of Drawing Inconsistency with Specification; Response to Notice
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

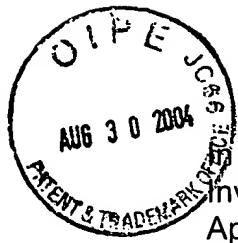
Firm or Individual name	Scott D. Sanford, Reg. No. 51,170
Signature	
Date	August 24, 2004

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

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Date	August 24, 2004

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

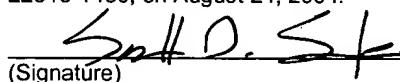
re Application  
Inventor(s): Wehrung et al.  
Application No.: 09/825,619  
Confirm. No.: 3517  
Filed: April 3, 2001  
Title: Distributed Control System  
Architecture and Method for a  
Material Transport System

### PATENT APPLICATION

Art Unit: 3627  
Examiner: Bartuska, Francis

### CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop: Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 24, 2004.

  
(Signature)

Scott D. Sanford, Reg. No. 51,170  
Signature Date: August 24, 2004

### RESPONSE TO NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION

Mail Stop: Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This RESPONSE is in reply to the Notice of Drawing Inconsistency with Specification mailed August 11, 2004 (copy enclosed). The Office of Patent Publication/Publishing Division has notified Applicants of the following inconsistencies between the drawings and the Brief Description of the Drawings in the above-identified application:

- (1) Figure 5 is listed in the Brief Description of the Drawings in the specification but not contained in the Drawings; and
- (2) Figure 5A is contained in the Drawings but not listed in the Brief Description of the Drawings in the specification.

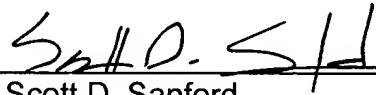
Enclosed with this RESPONSE is new drawing sheet 7/50 to correct the above-identified inconsistencies. The new drawing sheet 7/50 includes Fig. 5, and replaces the originally filed drawing sheet 7/50 including Fig. 5A.

**REMARKS**

Applicant is required to respond to the Notice within thirty days from the mailing date of the Notice - August 11, 2004. This RESPONSE is being mailed to the above-identified address on August 24, 2004 – thirteen days from the mailing date of the Notice. Therefore, this RESPONSE is timely filed.

Respectfully submitted,

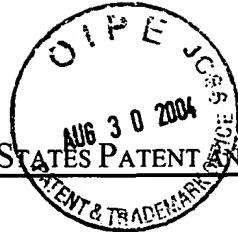
Date: August 24, 2004

By: 

Scott D. Sanford  
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/825,619	04/03/2001	Brian Wehrung	A-66417-1/AJT/MSS/JWC	3517

33864 7590 08/11/2004  
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EXAMINER

BARTUSKA, FRANCIS JOHN

ART UNIT

PAPER NUMBER

DATE MAILED: 08/11/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

34741-753

Docketed- *AS*



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

### NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION

The drawings filed 04-03-01 have been received. However, an inconsistency exists between the drawings and the Brief Description of the Drawings in the specification.

Figures 5 are listed in the Brief Description of the Drawings in the specification but not contained in the Drawings.

Figures 5A are contained in the Drawings but not listed in the Brief Description of the Drawings in the specification.

Applicant is required to correct the above-noted inconsistency within a time period of **ONE MONTH or THIRTY (30) DAYS, whichever is longer**, from the mailing date of this Notice, or within the time remaining in the time period set forth in the Notice of Allowability (Form PTOL-37) to file corrected drawings, whichever is longer. **NO EXTENSION OF THIS TIME PERIOD MAY BE GRANTED UNDER EITHER 37 CFR 1.136 (a) OR (b)**

Failure to correct the above noted inconsistency will result in **abandonment** of the application.

The file will be held in the Publishing Division to await the correction of the inconsistency.

#### Return Corrected Drawings/Specification to:

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FORM PTO-1631 (REV. 10-03)